

IN THE OFFICE OF THE STATE ENGINEER
OF THE STATE OF NEVADA

ORDER

VACATING ADJUDICATION OF WATER RIGHT PROCEEDINGS

In the Matter of the Determination of the Relative)
Rights in and to the Waters of K-C Creek (sometimes)
known as Conway or Renshaw Creek) and its Tributaries)
situated in Elko County, State of Nevada.)

WHEREAS, an adjudication of the relative rights on said K-C Creek was initiated on September 15, 1927, by the Nevada State Engineer at that time, George W. Malone, and

WHEREAS, said adjudication proceedings were halted by injunction pending a hearing before the District Court of the Fourth Judicial District of the State of Nevada, on complaint entered by William W. Kane vs. George W. Malone, State Engineer, (No. 3664), which complaint alleged, among other things, that K-C Creek was a part of a unified stream system serving Clover Valley, Elko County, Nevada, and was not of itself a separate stream system, and could not legally be adjudicated without including all streams in the valley which discharge into the Clover Valley Slough, and

WHEREAS, due to the great lapse of time since these proceedings were begun during which no action had been taken by the Court and during which changes of ownership had taken place, a further examination was deemed necessary, more particularly for the reason that Mr. J. H. Bradish, the successor in interest of the original petitioners for a determination of the relative rights on K-C Creek, has requested the State Engineer to abandon the said adjudication as no one of the present owners of water use rights on K-C Creek wished to continue the suit against the State Engineer or to proceed with the adjudication, and an examination and investigation on the ground by the State Engineer discloses to his satisfaction that K-C Creek is a part of a valley stream system and may not be adjudicated separately and apart from the whole system, and that none of the present land owners having water rights in Clover Valley, Elko County, Nevada, desire either an adjudication of K-C Creek or of the entire valley system, and they are satisfied with their existing water use status and do not desire any further determination of said rights;

IT IS HEREBY ORDERED:

That the present order for an adjudication of water rights on K-C Creek, Clover Valley, Elko County, Nevada, be vacated, and no further proceedings be had thereunder, and that the interested parties be so advised by the State Engineer by registered mail.

Entered on the records of the State Engineer at Carson City, Nevada, this tenth day of August, nineteen hundred and forty-three.

Alfred Merritt Smith
ALFRED MERRITT SMITH
STATE ENGINEER